IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6168 OF 2003

Virdhichand Synthetic Mills & Ors.. ....Petitioners.
V/s
Sandeep Syndicate & Anr... ....Respondents.

Mr.H.K.Meghani, Adv. For the petitioners.

Mr.P.D. Dalvi, Adv. For respondent No.1.

CORAM: A.P.DESHPANDE, J.
3/7/07

PC:

The respondent No.1 has instituted a suit for rendition of accounts and for recovery of amount that would be found to be recovered from the petitioner. The present petitioner is original defendant who filed an application Exh.16 and sought production of certain documents from the plaintiff. The application came to be opposed by the plaintiff and the trial Court upholding the objection rejected the application moved by the petitioner/defendant. It is this interlocutory order which is challenged by filing present writ petition. The suit is of the year 1993.On account of passing of an interim order in the writ petition the proceedings of the suit are stayed. Perused the order. I do not propose to interfere with the interlocutory order. However it is made clear that all contentions raised in the petition are left open for being raised by the present petitioner if and in case the trial Court passes a decree in favour of the plaintiff and the petitioner is required to file an Appeal. Writ petition is summarily dismissed. Needless to mention that ad-interim order of stay stands vacated.

3.7.07